


OIR: 2425/1330

5 June 2025



Tēnā koe ,

Request for Information under the Local Government Official Information and Meetings Act 1987 (the Act) (the LGOIMA)

Thank you for your email of **4 April 2025** requesting further information regarding provision of capacity funding to three local iwi.

Please be aware, the Local Government Official Information and Meetings Act 1987 (LGOIMA) enables people to request official information from local government agencies, including Council. However, the LGOIMA only applies to information that is already held by Council.

There is no obligation to create information in order to respond to a request, and some of the information you are seeking is more comment and explanation than documentation.

I am refusing some aspects of your request under section 17(g) of the LGOIMA that the information requested is not held by Council and I cannot think of any other agency that would hold it, or whose functions would be more closely connected to it.

1. *Can you please list out the particular purposes and dollar amounts for which monies were granted to the three iwi for the years 2021-2023, 2022-2023, 2023-2024 ?*

Please refer to letters attached – outlining dollar amounts that were paid to Council's iwi partners across the financial years you have requested.

Attached

- 2021-22 TRoTR – Iwi Capacity Agreement Letter
- 2021-22 NHoŌ – Iwi Capacity Agreement Letter
- 2022-23 NHoŌ – Iwi Capacity Agreement Letter

Please note that any information provided in response to your request may be published on the Council website, with your personal details removed.

- 2022-23 TRoTR – Iwi Capacity Agreement Letter
- 2022-23 AAKW – Iwi Capacity Agreement Letter
- 2023-24 AAKW – Iwi Capacity Agreement Letter
- 2023-24 NHoO – Iwi Capacity Agreement Letter
- 2023-24 TRoTR – Iwi Capacity Agreement Letter

2. For these particular purposes can you please supply the :-

- **Terms of Reference**
- **Contracts for service actually in place,**
- **The actual business plans, along with**
- **Actual demonstrated KPI's and ROI's, and measurement of performance for services actually rendered on decisions made, and outcomes in return for the monies received.**

As explained in our response to you 2425-1269, in a 1994 Memorandum of Partnership that established Te Whakaminenga o Kāpiti, the Kāpiti Coast District Council formally acknowledged Te Ātiawa, Ngāti Toa, and Ngāti Raukawa as the tangata whenua, the people of the land. Council, in some cases, undertakes direct consultation with iwi to carry out its functions and responsibilities. Under the Local Government Act 2002 the council is required to consult with Māori on any matter that is likely to impact upon the wellbeing of the tangata whenua. With the newly formed Iwi Partnerships Group, these budget lines form our work programme. Some of these are LTP bids (the majority are historic), that have never been resourced to deliver alongside our iwi partners.

Terms of References, Contracts etc. are in place where required.

Please find attached the following:

- 2021-22 TRoTR – Iwi Capacity Agreement Letter
- 2021-22 NHoO – Iwi Capacity Agreement Letter
- 2022-23 NHoO – Iwi Capacity Agreement Letter
- 2022-23 TRoTR – Iwi Capacity Agreement Letter
- 2022-23 AAKW – Iwi Capacity Agreement Letter
- 2023-24 AAKW – Iwi Capacity Agreement Letter
- 2023-24 NHoO – Iwi Capacity Agreement Letter
- 2023-24 TRoTR – Iwi Capacity Agreement Letter

3. Along with a record of whether all three Iwi were actually present in council meetings, decisions or Zoom conferences in the business of conducting S. 81 LGA 2002 responsibilities?

All Council meeting minutes, which include attendance, are publicly available on our website through the following link: [Kāpiti Coast District Council Meetings and Agendas](#)

4. ***Can you please disclose why other minority ethnic groups, or other minority ratepayer groups are not granted equivalent resources with which to “contribute to the decision-making processes of the local authority “ ?***

It is further noted that decision making input by unelected minority members in Council is not in accordance with the democratic provisions of S. 10 of LGA 2002 Purpose of local government (1) The purpose of local government is— (a) to enable democratic local decision-making and action by, and on behalf of, communities;

I am refusing this aspect of your request under section 17(g) of the LGOIMA that the information requested is not held by Council and I cannot think of any other agency that would hold it, or whose functions would be more closely connected to it.

Can you please disclose for those items listed in 1 above which of the grants did have:

- ***Terms of Reference***
- ***Contracts for service actually in place,***
- ***The actual business plans, along with***
- ***Actual demonstrated KPI's and ROI's, and measurement of performance for services actually rendered on decisions made ?***

b) did not have

- ***Terms of Reference***
- ***Contracts for service actually in place,***
- ***The actual business plans, along with***
- ***Actual demonstrated KPI's and ROI's, and***
- ***measurement of performance for services actually rendered on decisions made?***

Please see response to question 1 and 2 above.

5. ***Internal Capability: Can you please disclose what Internal Capability payments are granted to all other sectors of the ratepaying public in Kapiti to increase their knowledge capacity? and on a democratic basis?***

Internal Capability is a budget line for internal staff across the organisation – not provided to anyone externally.

Although this is a budget line for the Iwi Partnerships group, this is an amount budgeted for increasing internal staff capability across the whole organisation in the area of Te Ao Māori and Te Reo Māori. The iwi partnerships' team is

responsible for facilitating and leading the building of staff capability in these areas.

6. ***Build capacity Iwi: All ratepayers and residents of Kapiti are Mana Whenua. All should be treated equally in the decision making processes under S.10 “..local decision-making and action by, and on behalf of,…”***

We have noted your comments on this topic. As there is no question posed a response is not required.

7. ***Can you please disclose what Build capacity payments in its new budget line form are being paid to all other minority groups in Kapiti?***

For external capacity building see responses to question 1 and 2 above.

8. ***Contributions up to, including or greater than \$800,000: Can you please answer the directed question. Over the past three years, of the \$2,374,778 spent in this area: \$799,800 has been on “Iwi Consultation” and “District Plan – Iwi” (34% of total spend) . \$893,439 has been on “internal Capability development”, and Capacity funding for three iwi (38% of total spend). Presumably this is part of the Council’s Partnership arrangement with local iwi.***

For external capacity building see responses to question 1 and 2 above.

For Council internal capacity building please see response to question 5.

9. ***The question then arises as to why similar payment to contribute to knowledge, capacity funding, capability development are not provided to other minority ethnic or community groups?***

I am refusing this aspect of your request under section 17(g) of the LGOIMA that the information requested is not held by Council and I cannot think of any other agency that would hold it, or whose functions would be more closely connected to it.

10. ***District Plan Input: Can you please disclose what inputs, decision making contributions were made by the three Iwi and whether they were all present for the consultation(s)?***

Please see response to question 1,2 and 3.

11. ***And why other contributing ratepayer / resident / Tangata te Whenua submitters were not granted monies to advise and consult on the District Plan?***

I am refusing this aspect of your request under section 17(g) of the LGOIMA that the information requested is not held by Council and I cannot think of any

other agency that would hold it, or whose functions would be more closely connected to it.

12. What was the capacity finding actually paid for and what services or decision-making input was actually provided in return for the funds granted? In 2021-2022

For external capacity building see responses to question 1 and 2.

13. What was the capacity finding actually paid for and what services or decision-making input was actually provided in return for the funds granted? In 2021-2022

For external capacity building see responses to questions 1, 2 and 3.

For Council internal capacity building please see response to question 5.

14. If it was for the same project, then why was it paid in double the following year? It would appear that if all three Iwi were present and contributed then they should have been paid equally i.e. three payments you only include Ngati Toa and Te Atiawa ? but excluded Ngati Raukawa in your explanation.

I am refusing this aspect of your request under section 17(g) of the LGOIMA that the information requested is not held by Council and I cannot think of any other agency that would hold it, or whose functions would be more closely connected to it.

15. The same rationale applies as is referred to in Question [11] are all the Iwi treated equally? Nga Hapu O Otaki, Ngati Raukawa, Ngati Toa; Te Atiawa Ngati Haumia Ngati Haumia It might appear that KCDC are slightly forgetful of an Iwi present in Paekakariki? as it appears in its inequitable monetary grants. We Tangata te Whenua o Paekakariki are members of the Kapiti KCDC Community, we pay rates, and have "equal" community representation - but apparently not always?

I am refusing this aspect of your request under section 17(g) of the LGOIMA that the information requested is not held by Council and I cannot think of any other agency that would hold it, or whose functions would be more closely connected to it.

You have the right to request the Ombudsman to review this decision. Complaints can be sent by email to info@ombudsman.parliament.nz, or by post to The Ombudsman, PO Box 10152, Wellington 6143.

Ngā mihi,

A handwritten signature in black ink, appearing to read 'Hara Adams', with a stylized flourish extending from the end.

Hara Adams

Te Kaiwhakahaere Rōpū Hononga ā-Iwi
Group Manager Iwi Partnerships

If you are interested in the attachments which accompany this response,
please contact us at: informationrequest@kapiticoast.govt.nz